

STATE OF TEXAS §
COUNTIES OF ARANSAS §
SAN PATRICIO AND NUECES §
CITY OF ARANSAS PASS §

A Regular Meeting of the Aransas Pass City Council was held on Monday, April 18, 2016 in the Aransas Pass City Hall, 600 W. Cleveland Blvd., Aransas Pass, Texas 78336. A notice of the meeting was posted 72 hours in advance in accordance with Section 551, Texas Government Code. Mayor Adan Chapa, and Council Members Vickie Abrego, Billy Ellis, Phillip Hyatt and Carrie Scruggs were present. Also present were City Manager Sylvia Carrillo and City Attorney Allen Lawrence.

1. **CALL MEETING TO ORDER.**

Mayor Chapa called the meeting to order at 7:00 pm.

2. **INVOCATION AND PLEDGE OF ALLEGIANCE TO THE UNITED STATES FLAG.**

Mayor Chapa gave the Invocation and led the Pledge of Allegiance to the United States Flag.

3. **PROCLAMATIONS/PRESENTATIONS:**

a. Employee Recognition – Nat Borrego

Sylvia Carrillo, City Manager and William Cox, Fire Chief recognized Nat Borrego and presented him with an Employee Certificate and thanked him for his exceptional work and commitment to the city.

b. Recognition of Coastal Bend Family Worship Center

Eric Blanchard, Police Chief and Henrie Morales, Municipal Court Judge recognized Coastal Bend Family Worship Center for their cleaning projects, and for all they do for the community.

4. **BOARD AND COMMISSION APPOINTMENTS:**

There were no board appointments.

5. **CITIZEN COMMENTS:**

Mayor Chapa referred to Citizens Comments.

Helen Mary Nagel, 408 Payne, commented on the items that the Council discusses in executive session, and the candidates platform for the upcoming city council election.

Daniel Jimenez, 140 N. Arch, distributed copies to the Council regarding R-7A and R-7B zoning and read a section of the Zoning Ordinance.

Patricia Lister, Aransas Pass Chamber of Commerce Leadership Class, spoke of refurbishment efforts, and presented Flags to the City to be installed in the month of May.

Jerry Marquez, spoke of trash at Veterans Memorial Park and suggested installing security cameras at the park.

Oscar Medina, spoke of property on Ebert Road and commented on the caliche road and asked if the waterline will be replace and pavement of the road.

6. **CONSENT AGENDA:**

There were no Consent Agenda items.

7. **EXECUTIVE SESSION(S):**

The meeting was recessed into Executive Session at 7:16 pm under the provisions of Section 551, Texas Government Code to discuss the authority of:

- a. Section 551.071, Consultation with City Attorney: Industrial District Agreements.
- b. Section 551.071, Consultation with City Attorney: Legal Matters.

The council returned from Executive Session at 7:50 pm.

- a. Section 551.071, Consultation with City Attorney: Industrial District Agreements.

Mayor Chapa announced that no action is required on Item 7a.

- b. Section 551.071, Consultation with City Attorney: Legal Matters.

Mayor Chapa announced that no action is required on Item 7b.

8. **CONSIDER AND ACT ON CITY MANAGER ITEM(S):**

- a. Consider and Act on Temporary Staging Agreement with AEP.

City Manager Carrillo stated that the purpose of this item is to allow AEP to use the Community Park area in the event of a natural disaster, and that contractual agreements will require AEP to leave the area in the same condition it was when occupied.

A motion was made by Mayor Pro Tem Hyatt to approve Item 8a, seconded by Council Member Ellis, and the motion carried; Abrego abstained.

- b. ~~Consider and Act on request for donation from Veterans of Foreign Affairs (VFW) Post 2932 of Aransas Pass in the amount of \$750 for the Memorial Day Ceremony.~~

City Manager Carrillo stated that the VFW did not receive assistance from industry, and are therefore requesting \$750 from the City for assistance with their Memorial Day activities.

A motion was made by Council Member Ellis to approve Item 8b, seconded by Mayor Pro Tem Hyatt, and the motion carried.

After the vote was taken, Council Member Abrego expressed an interest in assisting the VFW with a donation.

A motion was made by Council Member Abrego to re-open discussions on Item 8b, seconded by Council Member Ellis, and the motion carried.

Council Member Abrego stated that she is interested in donating half of the donation request, due to unavailable funds in the council's discretionary fund. Council Member Ellis also stated that the Car Show group is interested in assisting the VFW. Mayor Pro Tem Hyatt stated he is also interested in providing assistance.

A motion was made by Council Member Abrego to deny the request in lieu of donations from private businesses, seconded by Mayor Pro Tem Hyatt, and the motion carried.

c. Consider and Act on amendment to contract with Aransas Pass Little League.

City Manager Carrillo stated that staff met with Aransas Pass Little League regarding the lease. She stated that the current lease is missing three key items: 1) the length of the contract, and that after discussions with the League it was decided to change to seven (7) months instead of twelve (12) months, 2) the contract has a ceiling limit of \$3,000 for lighting, recommend updating language to include health and safety concerns, and 3) the current contract does list a contact person on who to contact in the event of a concern, recommend to amend the contract to include that the League will address issues to the City Manager.

A motion was made by Council Member Abrego to approve the amendments, seconded by Council Member Ellis, and the motion carried.

d. Consider and Act on Participation Agreement with Pedro and Irma Elizondo.

City Manager Carrillo explained that this item is to assist with street reconstruction costs for 12th Street and McClung. Council Member Abrego inquired on the cost amount, and Ms. Carrillo responded that the approximate cost is \$6,500.

A motion was made by Council Member Abrego to approve Item 8d, seconded by Mayor Pro Tem Hyatt, and the motion carried.

e. Consider and Act on engineering amendments with LJA Engineering.

City Manager Carrillo stated that the current contract with LJA Engineering has various contracts that have been approved by council. The purpose of this item is to reallocate funds amount the existing engineering contracts, but that the bottom line funding remains the same.

A motion was made by Council Member Abrego to approve Item 8e, seconded by Mayor Pro Tem Hyatt, and the motion carried.

f. Consider and Act on contract with Texas A&M University to apply for a grant to study the Aransas Pass Police Department.

g. Consider and Act on Resolution authorizing Texas A&M University to apply for a grant to study the Aransas Pass Police Department.

City Manager Carrillo stated that Items 8f and 8g are for a review and analysis of the Police Department and to apply for a grant.

A motion was made by Council Member Ellis to approve Items 8f and 8g, seconded by Council Member Abrego, and the motion carried.

h. Consider and Act on Ordinance No. 2016-4145 amending Ordinance No. 93-3532 authorizing the designation of land areas located within the extraterritorial jurisdiction of the City of Aransas Pass, Texas as industrial districts, reserving and preserving all rights, powers and duties of the City council and providing a saving clause.

i. Consider and Act on Ordinance No. 2016-4146 approving Industrial Development Area Nos. 1, 2, 3, 4, 5, 6, 7, 8, 9 and 10 and authorizing the making of contracts establishing within said areas Industrial District Nos. 1, 2, 3, 4, 5, 6, 7, 8, 9 and 10.

City Manager Carrillo stated that Item 8h is an ordinance creating the Industrial District area, and Item 8i is to approve industrial district agreements which discusses the payment schedule and prevents them from being annexed.

A motion was made by Council Member Ellis to approve Items 8h and 8i, seconded by Council Member Abrego, and the motion carried.

- j. Consider and Act on Ordinance No. 2016-4147 annexing designated areas along FM 2725.

City Manager Carrillo stated that there is an outstanding industry and it may be necessary to call a special council meeting on Friday.

A motion was made by Council Member Abrego to call a special meeting, if necessary, seconded by Council Member Ellis, and the motion carried.

9. CONSIDER AND ACT ON COMMUNITY ENRICHMENT ITEM(S):

There were no Community Enrichment items.

10. CONSIDER AND ACT ON FINANCE ITEM(S):

There were no Finance items.

11. CONSIDER AND ACT ON PUBLIC SAFETY ITEM(S):

- a. Consider and Act on awarding a service agreement for Emergency Incident Management Software to Emergency Reporting Systems (ERS).

Fire Chief William Cox stated that this item is for an emergency incident management reporting software within the Fire department. He added that the current incident management program is not meeting the demands of the department.

Mayor Pro Tem Hyatt inquired on the cost of the software, and Mr. Cox responded that the agreement has a prorated amount of \$865.00 and a one-time set up fee of \$999.00.

A motion was made by Mayor Pro Tem Hyatt to approve Item 11a, seconded by Council Member Abrego, and the motion carried.

- b. Consider and Act on approving revisions to Chapter 9, Article II, Section 9-20, Adoption of Fire Prevention Code of the Aransas Pass Code of Ordinances.

Fire Chief Cox explained that this item is amending the Fire Code to adopt language and include appendices for enforcement.

A motion was made by Council Member Ellis to approve Item 11b, seconded by Council Member Abrego, and the motion carried.

12. CONSIDER AND ACT ON INFORMATION TECHNOLOGY ITEM(S):

There were no Information Technology items.

13. PUBLIC HEARING(S):

Mayor Chapa referred to the Public Hearings.

- a. Public hearing on Plat 1603002-NP01, Harbor Heights Subdivision OCL (Preliminary – 83.65 acres), located north of W. Highland Avenue and west of S. Avenue-A.

City Attorney Allen Lawrence declared the public hearing opened for Item 13a, Plat 1603002-NP01, Harbor Heights Subdivision.

Miguel Saldana, Director of Development Services stated that the applicant is proposing to plat 83.65 acres into single-family residential lots, and that it is a low impact development. He added that the Planning & Zoning Commission recommended approval.

Helen Mary Nagel asked if this would be in the city limits, and Ms. Carrillo responded that it is. She added that it would occur in phases as they build.

Roy Vasquez, stated that if the plan is to build 325 homes, are there plans for park development. Mr. Trey Summers, Hogan Homes referred to a map depicting planned parks in the three acre area.

There being no further comments, City Attorney Lawrence declared the public hearing closed.

- b. Consider and Act on Plat 1603002-NP01, Harbor Heights Subdivision OCL (Preliminary – 83.65 acres), located north of W. Highland Avenue and west of S. Avenue-A.

A motion was made by Council Member Abrego to approve Item 13b, seconded by Council Member Ellis, and the motion carried.

- c. Public hearing on Plat 1604001-NP01, Mobil Village, Lots 17-R and 18-R, Block 3 (Final – 0.110 acres), located north of McCampbell Street and west of Munson Drive.

City Attorney Lawrence declared the public hearing opened for Item 13c, Plat 1604001-NP01, Mobil Village.

Mr. Saldana, Director of Development Services stated that the applicant proposes to re-plat Lots 17 and 18, and reduce Lot 17 and enlarge Lot 18, and that the corner lot is larger. He added that the Planning & Zoning Commission recommend approval of the plat.

There being no comments, City Attorney Lawrence declared the public hearing closed.

- d. Consider and Act on Plat 1604001-NP01, Mobil Village, Lots 17-R and 18-R, Block 3 (Final – 0.110 acres), located north of McCampbell Street and west of Munson Drive.

A motion was made by Council Member Ellis to approve Item 13d, seconded by Mayor Pro Tem Hyatt, and the motion carried.

14. CONSIDER AND ACT ON DEVELOPMENT SERVICES ITEM(S):

- a. Consider and Act on Development Agreement between the City of Aransas Pass, Baybreeze Development, L.P., and Gallagher Builders, Inc.

Mr. Saldana, Director of Development Services stated this item is for a Development Agreement with Baybreeze and Gallagher Builders to develop Plat 1603002-NP01, Harbor Heights Subdivision which was approved at today's meeting. He added that the properties will be developed as stated in the City's subdivision regulations and the Zoning Ordinance. Mr. Saldana

then discussed the terms of the development agreement.

A motion was made by Mayor Pro Tem Hyatt to approve Item 14a, seconded by Council Member Ellis, and the motion carried.

15. DEPARTMENT UPDATE(S):

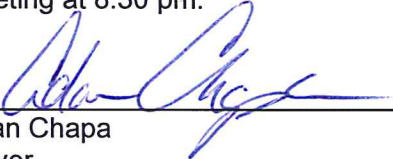
Ms. Carrillo provided the Council an update on MyAP Areas 3 and 4; 13th Street; informed the Council on the Sherwood Forest Re-Zoning hearing dates; discussed the Transfer Station Voucher to be used by residents; upcoming Public Work projects; the HEB sponsorship for the July 2th event; informed the Council that election day results will occur at City Hall; and further discussed the request from AEP to use Community Park as a temporary staging area – which was approved in today's agenda.

16. DEPARTMENT UPDATE(S):


Police Chief Eric Blanchard provided a report on the statistics for the month of March 2016. He discussed the traffic stops, citations issued, violations cited, arrests, juvenile detentions, and code enforcement. In addition, he reported that in the month of March there were a total of two internal complaints. Mr. Blanchard also discussed the highlights for the Patrol Division, CID Division, Training Division, EMC Division and the Animal Control Division.

17. ADJOURNMENT:

There being no further business to come before the Council, Mayor Chapa adjourned the meeting at 8:30 pm.



Adan Chapa
Mayor



Mary Juarez
City Secretary

Approved on: May 16, 2016